

1 QUINN EMANUEL URQUHART & SULLIVAN, LLP

Charles K. Verhoeven (Bar No. 170151)

2 charlesverhoeven@quinnemanuel.com

David A. Perlson (Bar No. 209502)

3 davidperlson@quinnemanuel.com

Melissa Baily (Bar No. 237649)

4 melissabaily@quinnemanuel.com

John Neukom (Bar No. 275887)

5 johnneukom@quinnemanuel.com

Jordan Jaffe (Bar No. 254886)

6 jordanjaffe@quinnemanuel.com

50 California Street, 22nd Floor

7 San Francisco, California 94111-4788

Telephone: (415) 875-6600

8 Facsimile: (415) 875-6700

9 Attorneys for WAYMO LLC

10 UNITED STATES DISTRICT COURT

11 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

12 WAYMO LLC,

13 Plaintiff,

14 vs.

15 UBER TECHNOLOGIES, INC.;
16 OTTOMOTTO LLC; OTTO TRUCKING
LLC,

17 Defendants.

CASE NO. 3:17-cv-00939-WHA

**PLAINTIFF WAYMO LLC'S
ADMINISTRATIVE MOTION TO FILE
UNDER SEAL EXHIBITS IN SUPPORT
OF ITS MOTION FOR SANCTIONS**

Pursuant to Civil L.R. 7-11 and 79-5, Plaintiff Waymo LLC (“Waymo”) respectfully requests to file under seal information in the exhibits to its October 1 Motion for Sanctions (“Waymo’s Motion for Sanctions”). Specifically, Waymo requests an order granting leave to file under seal the portions of the documents as listed below:

Document	Portions to Be Filed Under Seal	Designating Party
Waymo’s Motion	Portions highlighted in green	Waymo
Exhibits B, C, F, G	Portions highlighted in green	Waymo
Exhibit C	Portions with red boxes	Waymo
Exhibit D	Portions highlighted in green with red boxes	Waymo
Exhibits H, I, J	Entire document	Waymo

I. LEGAL STANDARD

Civil Local Rule 79-5 requires that a party seeking sealing “establish[] that the document, or portions thereof, are privileged, protectable as a trade secret or otherwise entitled to protection under the law” (*i.e.*, is “sealable”). Civil L.R. 79-5(b). The sealing request must also “be narrowly tailored to seek sealing only of sealable material.” *Id.*

II. THE COURT SHOULD SEAL WAYMO’S CONFIDENTIAL INFORMATION

The Court should seal the information identified by Waymo in the table above. Waymo seeks to file this information under seal because it contains confidential information regarding the domain that hosts Waymo’s highly confidential SVN repository and other computer systems. Public disclosure of such information will give bad actors seeking to hack Waymo’s databases a target to attack. Further, there is no public purpose served by disclosing the precise web or IP address at which the servers reside. *See* Cooper Dec. ¶ 3. Confidential business information that, if released, may “harm a litigant’s competitive standing” merits sealing. *See Nixon v. Warner Commc’ns, Inc.*, 435 U.S. 589, 598-99 (1978). Waymo seeks to seal confidential business information squarely within this

1 category. Cooper Dec. ¶ 3. Waymo has narrowly tailored its requests to only information meriting
2 sealing. *Id.* Thus, the Court should grant Waymo's administrative motion to seal.

3 **III. CONCLUSION**

4 In compliance with Civil Local Rule 79-5(d), redacted and unredacted versions of the
5 above listed documents accompany this Administrative Motion. For the foregoing reasons,
6 Waymo respectfully requests that the Court grant Waymo's Administrative Motion.

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8 DATED: October 1, 2017

QUINN EMANUEL URQUHART & SULLIVAN,
LLP

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10 By /s/ Charles Verhoeven

Charles Verhoeven
Attorneys for WAYMO LLC